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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ALFONSO G. SANDOVAL,

Plaintiff,

v.

**LAW OFFICE OF JOHN
BOUZANE,**

Defendant.

Case No.: CV15-764 JAK (Ex)

**PLAINTIFF ALFONSO G.
SANDOVAL'S NOTICE OF
SUPPLEMENTAL AUTHORITY IN
SUPPORT OF PLAINTIFF'S
OPPOSITION TO DEFENDANT
LAW OFFICE OF JOHN
BOUZANE'S MOTION TO DISMISS**

DATE: October 19, 2015

TIME: 8:30 a.m.

COURTROOM: 730

HON. JOHN A. KRONSTADT

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**PLAINTIFF ALFONSO G. SANDOVAL'S NOTICE OF SUPPLEMENTAL AUTHORITY IN SUPPORT
OF OPPOSITION TO DEFENDANT LAW OFFICE OF JOHN BOUZANE'S MOTION TO DISMISS
IECF No. 151**

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Plaintiff ALFONSO G. SANDOVAL ("Plaintiff") submits this Notice of Supplemental Authority in Support of Plaintiff's Opposition to Defendant LAW OFFICE OF JOHN BOUZANE's ("Defendant") Motion to Dismiss [ECF No. 15] which was lodged on July 20, 2015. Specifically, the Honorable Jeffrey S. White of the Northern District of California issue an Order Denying Motion to Dismiss in the matter of *Rubio v. LVNV Funding, LLC, et al.*, court case no.: C 14-05395 JSW on July 21, 2015. Therein, Judge White unequivocally established that

California district courts have held that the litigation privilege does not apply to federal causes of action, such as Plaintiff's claims under the FDCPA, due to the Supremacy Clause. *See Oei* [*v. N. Star Capital Acquisitions, LLC*, 484 F. Supp. 2d 1089, 1098 (C.D. Cal. 2006)].¹ The Supreme Court [of the United States] held that FDCPA requirements apply directly to litigation activities. *See Heintz* [*v. Jenkins*, 514 U.S. 291, 299 (1995)]...² The Court finds that Plaintiff's claims should not be barred under the California litigation privilege.

See Judge White's Order Denying Motion to Dismiss, ECF No. 32, 14:1-6 attached hereto as Exhibit 1.

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¹ Plaintiff extensively relied upon *Oei* in Plaintiff's Opposition.

² Plaintiff also extensively relied upon *Heintz* in Plaintiff's Opposition.

1 Plaintiff respectfully requests this Court consider Judge White's Order in
2 *Rubio*, issued a single day after Plaintiff's Opposition was lodged before this
3 Court, in ruling upon Defendant's Motion.
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6 Dated: July 21, 2015

Respectfully submitted,

7 **KAZEROUNI LAW GROUP, APC**

8 By: /s/ Matthew M. Loker
9 MATTHEW M. LOKER, ESQ.
10 ATTORNEY FOR PLAINTIFF
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